

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RAW STORY MEDIA, INC., ALTERNET
MEDIA, INC.,

Plaintiffs,

v.

OPENAI, INC., OPENAI GP, LLC,
OPENAI, LLC, OPENAI OPCO LLC,
OPENAI GLOBAL LLC, OAI
CORPORATION, LLC, and OPENAI
HOLDINGS, LLC,

Defendants.

MEMO ENDORSED

No. 1:24-cv-01514-CM

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: <u>1Kb04</u>
DATE FILED: <u>7/8/24</u>

JOINT MOTION FOR SCHEDULING ORDER

The parties respectfully request that the Court enter an order endorsing the forthcoming deadlines set forth in the parties' Rule 26(f) Report (Docket No. 38), filed on April 10, 2024. The Court orally indicated at the scheduling conference that the dates were acceptable to the Court. Specifically, those deadlines are:

Completion of fact and expert discovery: December 9, 2024

Joint pretrial order: January 23, 2025

The parties also request that the Court enter an order endorsing the following specific deadlines for expert reports, which the parties had not included in their Rule 26(f) report:

October 18, 2024: opening expert reports

November 18, 2024: rebuttal expert reports.

7/8/2024

Schedule to add to
remove "motion" from
open motion

Respectfully submitted,

/s/ Matthew Topic

Jonathan Loevy (*pro hac vice*)
Michael Kanovitz (*pro hac vice*)
Lauren Carbajal (*pro hac vice*)
Stephen Stich Match (No. 5567854)
Matthew Topic (*pro hac vice*)

LOEY & LOEY
311 North Aberdeen, 3rd Floor
Chicago, IL 60607
312-243-5900 (p)
312-243-5902 (f)
jon@loevy.com
mike@loevy.com
carbajal@loevy.com
match@loevy.com
matt@loevy.com

Counsel for Plaintiffs

Dated: June 25, 2024

Dated: June 25, 2024

Respectfully Submitted,

By: /s/ Joseph R. Wetzel

LATHAM & WATKINS LLP

Andrew M. Gass (*pro hac vice*)

andrew.gass@lw.com

Joseph R. Wetzel

joseph.wetzel@lw.com

505 Montgomery Street, Suite 2000

San Francisco, CA 94111

Telephone: 415.391.0600

Sarang V. Damle

sy.damle@lw.com

Elana Nightingale Dawson (*pro hac vice*)

elana.nightingaledawson@lw.com

555 Eleventh Street, NW, Suite 1000

Washington, D.C. 20004

Telephone: 202.637.2200

Allison L. Stillman

alli.stillman@lw.com

Luke A. Budiardjo

luke.budiardjo@lw.com

Yijun Zhong

elaine.zhong@lw.com

1271 Avenue of the Americas

New York, NY 10020

Telephone: 212.906.1200

By: /s/ Vera Ranieri

MORRISON & FOERSTER LLP

Joseph C. Gratz (*pro hac vice*)

jgratz@mofo.com

Vera Ranieri (*pro hac vice*)

vranieri@mofo.com

425 Market Street

San Francisco, CA 94105

Telephone: 415.268.7000

Allyson R. Bennett (*pro hac vice*)

abennett@mofo.com

Rose S. Lee (*pro hac vice*)

roselee@mofo.com

Erik Nikolaides

enikolaides@mofo.com

707 Wilshire Boulevard, Suite 6000

Los Angeles, CA 90017-3543
Telephone: 213.892.5200

By: /s/ Paven Malhotra

KEKER, VAN NEST & PETERS LLP

Robert A. Van Nest (*pro hac vice*)
rvannest@keker.com
Paven Malhotra
pmalhotra@keker.com
Michelle S. Ybarra (*pro hac vice*)
mybarra@keker.com
Nicholas S. Goldberg (*pro hac vice*)
ngoldberg@keker.com
Thomas E. Gorman (*pro hac vice*)
tgorman@keker.com
Katie Lynn Joyce (*pro hac vice*)
kjoyce@keker.com
R. James Slaughter (*pro hac vice*)
rslaughter@keker.com
633 Battery Street
San Francisco, CA 94111-1809
Telephone: 415.391.5400

*Attorneys for Defendants Open AI, Inc.,
OpenAI L.P., OpenAI GP, L.L.C., OpenAI,
L.L.C., OpenAI OpCo, L.L.C., OpenAI
Global, L.L.C., OAI Corporation, L.L.C.,
and OpenAI Holdings, L.L.C. (collectively,
the “OpenAI Defendants”)*